

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

IN THE MATTER OF THE
COMPLAINT OF LAWRENCE W.
HALL and WESLEY BRYANT, as
Owners of a 2017 Tidewater 210 LXF
with Hull ID Number NLPZF1211617,
its engines, tackle, apparel, etc. for
Exoneration from or Limitation of
Liability,

Case No. 6:19-cv-235-Orl-37GJK

Petitioners.

ORDER

Petitioners Lawrence W. Hall and Wesley Bryant filed this statutory action in admiralty seeking exoneration or limitation of liability. (*See* Doc. 1 (“**Complaint**”).) On Petitioners’ motion, the Court directed the issuance of a notice that required all potential claimants to make a claim by April 29, 2019. (Docs. 4-6.) Following the notice period, Petitioners obtained entries of default against all non-filing claimants, including The Rawlings Group, Blue Cross & Blue Shield of Florida, Inc., and any and all claimants who have failed to plead or otherwise defend.¹ (Docs. 14-16.) Now, Petitioners move for default judgment against all non-filing claimants. (*See* Doc. 20 (“**Motion**”).) On referral, U.S. Magistrate Judge Gregory J. Kelly recommends the Court grant the Motion, finding Petitioners fulfilled their obligations under Supplemental Rule F and the non-filing

¹ Only Barbara Hooker individually and Barbara Hooker as Personal Representative of the Estate of Brian Hooker filed a claim by the deadline. (*See* Doc. 9.) However, Petitioners settled those claims. (*See* Docs. 19, 21.)

claimants failed to file a claim or answer within the established notice period. (Doc. 22 (“**R&R**”).)

The parties did not object to the R&R, and the time for doing so has now passed. As such, the Court has examined the R&R only for clear error. *See Wiand v. Wells Fargo Bank, N.A.*, No. 8:12-cv-557-T-27EAJ, 2016 WL 355490, at *1 (M.D. Fla. Jan 28, 2016); *see also Macort v. Prem, Inc.*, 208 F. App’x 781, 784 (11th Cir. 2006). Finding no such error, the Court finds that the R&R is due to be adopted in its entirety.

Accordingly, it is **ORDERED AND ADJUDGED** as follows:

1. U.S. Magistrate Judge Gregory J. Kelly’s Report and Recommendation (Doc. 22) is **ADOPTED, CONFIRMED**, and made a part of this Order.
2. Petitioners’ Renewed Unopposed Motion for Entry of Final Default Judgment (Doc. 20) is **GRANTED**.
3. The Clerk is **DIRECTED** to enter default judgment in favor of Petitioners Lawrence W. Hall and Wesley Bryant and against The Rawlings Group, Blue Cross & Blue Shield of Florida, Inc., and any and all claimants who have failed to plead or otherwise defend.

DONE AND ORDERED in Chambers in Orlando, Florida, on November 15, 2019.




ROY B. DALTON JR.
United States District Judge

Copies to:
Counsel of Record